UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS

JANIS SHUMWAY, Individually, :

:

Plaintiff,

v. : Case No.: 1:21-cv-05313

: Honorable Rebecca R. Pallmeyer

SHODEEN INVESTMENT PROPERTY COMPANY d/b/a HERRINGTON INN & SPA, a Foreign Limited Liability Company,

:

Defendant.

/:

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

COMES NOW Plaintiff, JANUS SHUMWAY, and, pursuant to Rule 41(a)(1)(A)(i), Fed.R.Civ.P., hereby files this Notice of Voluntary Dismissal Without Prejudice, and states:

- 1. Plaintiff filed this action on October 6, 2021. See Doc. 1.
- 2. Federal Rule of Civil Procedure 41(a)(1)(A)(i) provides:
 - (a) Voluntary Dismissal
 - (1) By the Plaintiff
 - (A) Without a Court Order. Subject to [certain Rules and statutes inapplicable here], the plaintiff may dismiss an action without a court order by filing:
 - (i) a notice of dismissal before the opposing party serves an answer or a motion for summary judgment

Fed. R. Civ. P. 41(a)(1)(A)(i).

3. As of the date of this filing, Defendant, SHODEEN INVESTMENT PROPERTY COMPANY d/b/a HERRINGTON INN & SPA, has not filed an answer or a motion for summary judgment.

4. Plaintiff therefore files this Notice of Voluntary Dismissal Without Prejudice.

WHEREFORE Plaintiff and her counsel hereby give notice that the above-styled action is voluntarily dismissed, without prejudice against Defendant.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via the Court's electronic filing system upon all parties of record this March 31, 2022.

Respectfully submitted,

Attorney for Plaintiff(s):

By: /s/ Kimberly A. Corkill, Esq.

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